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#307

SEARCH AND EXAMINER
SEARCHED

PATENT APPLICATION

O I P E 03500.018001

MAY 17 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TAKAHIRO KUROSAWA ET AL.

Application No.: 10/810,703

Filed: March 29, 2004

For: METHOD OF GENERATING
MOVING PICTURE
INFORMATION

Examiner: Not Yet Assigned

Group Art Unit: NYA

May 17, 2004

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Sir:

In connection with the above-identified application, Applicants request a refund of \$90.00 for claims in excess of twenty, which was erroneously charged to our Deposit Account 06-1205. It is requested that the refund be applied as a credit to that Deposit Account. The reason for the refund is explained below.

On March 29, 2004, Applicants filed a Utility Patent Application Transmittal (see attached copy of the Transmittal and a postcard acknowledging receipt of the filing fee). At that time, Applicants paid for the basic filing fee with 25 claims (90.00) and 6 independent claims (3 in excess of 3 - \$252.00), the basic filing fee (\$770.00), for a total filing fee of \$1,118.00. No additional filing fees were due at that time.

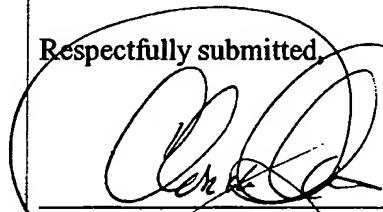
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Applicants' attorneys received a Monthly Statement of Deposit Account, dated March 31, 2004, (copy attached) indicating that Deposit Account No. 06-1205 was charged \$90.00. It is respectfully submitted that this charge is not warranted.

Accordingly, Applicants hereby request a refund and authorizes the Commissioner to credit Deposit Account No. 06-1205 in the amount of \$90.00, to resolve this matter.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Attorney for Applicants

Registration No. 32078

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 428072v1

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Commissioner for Patents
Washington, D.C. 20231

Sir:

Kindly acknowledge receipt of the accompanying:

Specifications, claims and abstract 52 pages, with Transmittal Form

Patent Application Bibliographic Data Sheet 2 sheets

Executed Oath or Declaration and Power of Attorney

14 Sheets of 1 formal informal drawings

Check for \$ 1116.00 (filing fee)

Request for Continued Examination and Check for \$ 40.00

Assignment, PTO-1595 and Check for \$ 40.00

Transmittal Under 37 CFR 1.53(d) (CPA)

Petition under 37 CFR 1.136 and check for \$

Other (specify) I Information Disclosure Statement & Sx Ref

by placing your receiving date stamp hereon and mailing or returning to deliverer.

This is a Continuation Divisional Continuation-In-Part
Atty. Cow/ekw Due Date 3/31/2004

17354 U.S.PTO
10/810703



37 CFR 1.8
37 CFR 1.10
By Hand

00-A-SHOP



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UTILITY PATENT APPLICATION TRANSMISSION <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>		Attorney Docket No. 03500.018001 First Named Inventor or Application Identifier AKAHIRO KUROSAWA, ET AL. Express Mail Label No.	
APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i>			
1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>		7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)	
2. <input type="checkbox"/> Applicant claims small entity status. <i>See 37 CFR 1.27.</i>		8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i>	
3. <input checked="" type="checkbox"/> Specification Total Pages 52		a. <input type="checkbox"/> Computer Readable Form (CRF)	
4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) Total Sheets 14		b. Specification Sequence Listing on: <ul style="list-style-type: none"> i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper 	
5. <input checked="" type="checkbox"/> Oath or Declaration Total Pages 2		c. <input type="checkbox"/> Statements verifying identity of above copies	
a. <input checked="" type="checkbox"/> Newly executed (original or copy)			
b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i>			
i. <input type="checkbox"/> DELETION OF INVENTOR(S) <i>Signed Statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</i>			
6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76			
ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450			
ACCOMPANYING APPLICATION PARTS			
9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))			
10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <input type="checkbox"/> Power of Attorney			
11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i>			
12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations			
13. <input type="checkbox"/> Preliminary Amendment			
14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>			
15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>			
16. <input type="checkbox"/> Other: _____			
17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No. _____ / _____ <i>Prior application information:</i> _____			
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.			
18. CORRESPONDENCE ADDRESS 05514 (Insert Customer No. or Attach bar code label here) or <input type="checkbox"/> Correspondence address below			
<input checked="" type="checkbox"/> Customer Number or Bar Code Label			
NAME _____			
Address _____			
City _____	State _____	Zip Code _____	
Country _____	Telephone _____	Fax _____	

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	25-20 =	5	X \$ 18.00 =	\$90.00
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	6-3 =	3	X \$ 86.00 =	\$258.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			\$290.00 =	\$0.00
				BASIC FEE (37 CFR 1.16(e))	\$770.00
				Total of above Calculations =	\$1118.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				
				TOTAL =	\$1118.00

19. Small entity status

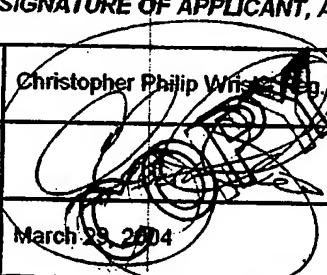
- a. A small entity statement is enclosed
- b. A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. Is no longer claimed.

20. A check in the amount of \$ 1118.00 to cover the filing fee is enclosed.

21. A check in the amount of \$ 40.00 to cover the recordal fee is enclosed.

22. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 06-1205.

- a. Fees required under 37 CFR 1.16.
- b. Fees required under 37 CFR 1.17.
- c. Fees required under 37 CFR 1.18.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
NAME	Christopher Philip Wriser Reg. No. 32,078
SIGNATURE	
DATE	March 23, 2004

CPW/kkv

DC_MAIN 161655v1



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MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

FITZPATRICK CELLA HARPER & SCINTO

30 ROCKEFELLER PLAZA

NEW YORK NY 10112-3801

2004 MAY 17

Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
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061205
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Page
4

PLEASE SEND REMITTANCES TO:
U. S. Patent and Trademark Office
P.O. Box 70541
Chicago, IL 60673

DATE POSTED MO. DAY YR.	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEES CODE	CHARGES/ CREDITS	BALANCE
3 29 04	52		02280.002820	8014	25.00	56187.00
3 29 04	69	10809460	00862.023521	9204	-54.00	56241.00
3 29 04	112	10809445	03500.017991.	1203	288.00	55953.00
3 29 04	456	PCT/US04/09020	01997.001800.	1703	260.00	55693.00
3 29 04	458	PCT/US04/09020	01997.001800.	8007	40.00	55653.00
3 30 04	1	10736545	03500.017338	1201	86.00	55567.00
3 30 04	70	10736686	02914.002543	9204	-68.00	55635.00
3 30 04	126	10452226	03500.013805.1	1201	172.00	55463.00
3 30 04	127	10452226	03500.013805.1	1806	180.00	55283.00
3 30 04	128	10810703	04500.018001	1202	90.00	55193.00
3 30 04	157	10732484	01807.002480	9204	-432.00	55625.00
3 30 04	203	10219242	03500.016628	1806	180.00	55445.00
3 30 04	385		00946.006022	8007	40.00	55405.00
3 30 04	387		00946.006017	8007	40.00	55365.00
3 30 04	432		02521.000212	8007	40.00	55325.00
3 30 04	462		021050024421N	8014	25.00	55300.00
3 30 04	1045	76441935	01781.00T189.US	7004	150.00	55150.00
3 31 04	1	10290486	00691.003006.1	1201	172.00	54978.00
3 31 04	5	76393974	02431.000000	6004	150.00	54828.00
3 31 04	6	76393974	02431.000000	6001	335.00	54493.00
3 31 04	7	1145584	NUT IN OYIG SYSTEM	8009	240.00	54253.00
3 31 04	45	10019936	02500.000010	1201	2.00	54251.00
3 31 04	98	10810827	00862.018055.	9204	-90.00	54341.00
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT			OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
			54341.00	14381.00	27257.00	54341.00